



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
COMMONWEALTH KEYSTONE BUILDING  
400 NORTH STREET, HARRISBURG, PA 17120

BUREAU OF  
INVESTIGATION  
&  
ENFORCEMENT

April 7, 2026

**Via Electronic Filing**

Matthew L. Homsher, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor  
Harrisburg, PA 17120

Re: Pennsylvania Public Utility Commission,  
Bureau of Investigation and Enforcement v.  
Truck & Muscle Moving LLC  
Docket No. C-2025-3058403  
**I&E Motion for Default Judgment to Amended Complaint**

Dear Secretary Homsher:

Enclosed for electronic filing please find the Bureau of Investigation and Enforcement's Motion for Default Judgment to its Amended Complaint in the above-referenced proceeding.

Copies have been served on the parties of record in accordance with the Certificate of Service. Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads 'Samantha N. Barbush'.

Samantha N. Barbush  
Prosecutor  
Bureau of Investigation & Enforcement  
PA Attorney ID No. 331654  
(717) 772-8582  
[sbarbush@pa.gov](mailto:sbarbush@pa.gov)

SNB/nb  
Enclosures

cc: Administrative Law Judge Emily A. Farren (via email – [efarren@pa.gov](mailto:efarren@pa.gov))  
Stephanie M. Wimer, Deputy Chief Prosecutor, I&E-Enf (via email – [stwimer@pa.gov](mailto:stwimer@pa.gov))  
Brian Mehus, Chief, Motor Carrier, I&E (via email – [bmehus@pa.gov](mailto:bmehus@pa.gov))  
Per Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
Complainant	:	
	:	
v.	:	Docket No. C-2025-3058403
	:	
Truck & Muscle Moving LLC	:	
Respondent	:	

**NOTICE TO PLEAD**

The Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”) has filed a Motion for Default Judgment to its Amended Complaint in the above-captioned matter, pursuant to the Commission’s regulations at 52 Pa. Code § 5.103. You are hereby notified to file a written response within twenty (20) days of the service of the Motion, consistent with 52 Pa. Code § 5.61.

Your Answer must be verified, pursuant to 52 Pa. Code § 1.36, and the original sent to:

Matthew L. Homsher, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor  
Harrisburg, PA 17120

Additionally, you must serve a copy on the undersigned prosecutor.



Samantha N. Barbush  
Prosecutor  
PA Attorney ID No. 331654

Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
Commonwealth Keystone Building  
400 North Street, 3W  
Harrisburg, PA 17120  
(717) 772-8582  
[sbarbush@pa.gov](mailto:sbarbush@pa.gov)

Dated: April 7, 2026

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
Complainant	:	
	:	
v.	:	Docket No. C-2025-3058403
	:	
Truck & Muscle Moving LLC	:	
Respondent	:	

**MOTION FOR DEFAULT JUDGMENT TO AMENDED COMPLAINT**

NOW COMES the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Investigation and Enforcement (“I&E”), by its prosecuting attorney, and files this Motion for Default Judgment to its Amended Complaint against Truck & Muscle Moving LLC (“Respondent”), pursuant to Section 5.103 of the Commission’s regulations, 52 Pa. Code § 5.103. In support thereof, I&E respectfully represents as follows:

1. I&E commenced this action on November 7, 2025, by filing a Formal Complaint (“Complaint”).<sup>1</sup>
  
2. The Complaint alleged that Respondent violated Section 3310(a) and (b) of the Public Utility Code, 66 Pa.C.S. § 3310(a)-(b), by operating as a common carrier and/or contract carrier by motor vehicle without a certificate of public convenience, permit, or license issued by the Commission when it held itself out through advertising the transport of household goods between points within the Commonwealth for compensation.
  
3. On November 10, 2025, the Commission’s Secretary’s Bureau served the Complaint via Certified Mail, pursuant to 52 Pa. Code § 5.21(c).

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<sup>1</sup> A courtesy copy of the Complaint was electronically mailed to Respondent at [truckmusclepa@gmail.com](mailto:truckmusclepa@gmail.com).

4. Attached to the Complaint was a Notice advising Respondent that it must file an Answer within twenty (20) days of service of the Complaint.

5. The Notice also advised Respondent that if it failed to answer the Complaint, I&E would request that the Commission issue an Order imposing the penalty set forth in the Complaint.

6. The twenty (20) days to file an Answer to the Complaint expired on November 30, 2025.

7. Respondent did not file an Answer to the Complaint.

8. On January 8, 2026, I&E filed and served, via First-Class and electronic mail, a Motion for Default Judgment.

9. On February 25, 2026, presiding Administrative Law Judge (“ALJ”) Emily A. Farren issued an Interim Order denying I&E’s Motion for Default Judgment, without prejudice, for I&E’s failure to demonstrate Respondent received the Complaint.

10. Further investigation revealed that the Complaint was unclaimed by Respondent.

11. On March 6, 2026, I&E filed an Amended Formal Complaint (“Amended Complaint”) superseding the Complaint filed on November 7, 2025.<sup>2</sup> The allegations of the Amended Complaint remained the same as the Complaint, as the Amended Complaint’s purpose was to perfect service upon Respondent.

12. On March 9, 2026, the Commission’s Secretary’s Bureau served the Amended Complaint via Certified Mail, pursuant to 52 Pa. Code § 5.21(c).

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<sup>2</sup> A courtesy copy of the Amended Complaint was electronically mailed to Respondent at [truckmusclepa@gmail.com](mailto:truckmusclepa@gmail.com).

13. On March 12, 2026, at 9:37 AM, Respondent received the Amended Complaint. A screenshot of the United States Postal Service website showing delivery of the certified mailing is attached as I&E Exhibit 1.

14. Attached to the Amended Complaint was a Notice advising Respondent that it must file an Answer within twenty (20) days of service of the Amended Complaint.

15. The Notice also advised Respondent that if it failed to answer the Amended Complaint, I&E would request that the Commission issue an Order imposing the penalty set forth in the Amended Complaint.

16. The twenty (20) days to file an Answer to the Amended Complaint expired on March 29, 2026.

17. Respondent did not file an Answer to the Amended Complaint.

18. Pursuant to Section 5.61(c) of the Commission's regulations, a respondent who fails to file an answer to a complaint within the 20-day response period may be deemed in default, and the relevant facts stated in the complaint may be deemed admitted.

52 Pa. Code § 5.61(c).

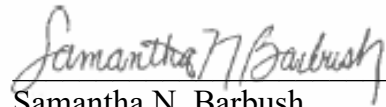
19. The Commonwealth Court has upheld the Commission's authority to sustain complaints that are not answered within twenty days. *See Fusaro v. Pa. Pub. Util. Comm'n*, 382 A.2d 794, 797 (Pa. Cmwlth. 1978).

20. I&E respectfully requests that the Commission enter a Default Order against Respondent that:

- a. Sustains the Amended Complaint and finds Respondent in violation of Section 3310(a) and (b) of the Public Utility Code, 66 Pa.C.S. § 3310(a)-(b), for operating as a common carrier and/or contract carrier by motor vehicle without a certificate of public convenience, permit, or license issued by the Commission;

- b. Assesses Respondent the statutorily mandated administrative penalty of Five Thousand Dollars (\$5,000), pursuant to 66 Pa.C.S. § 3310(c); and
- c. Directs the Bureau of Administration, Assessment Section, to refer this matter to the Pennsylvania Office of Attorney General for collection of the total set forth in subparagraph (b), above, if Respondent fails to pay that total within thirty (30) days of the entry date of the Commission's Order.

Respectfully submitted,



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Samantha N. Barbush  
Prosecutor  
PA Attorney ID No. 331654

Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
Commonwealth Keystone Building  
400 North Street, 3W  
Harrisburg, PA 17120  
(717) 772-8582  
[sbarbush@pa.gov](mailto:sbarbush@pa.gov)

Date: April 7, 2026

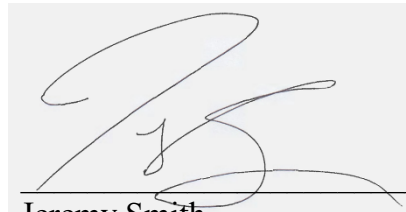
**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
Complainant	:	
	:	
v.	:	Docket No. C-2025-3058403
	:	
Truck & Muscle Moving LLC	:	
Respondent	:	

**VERIFICATION**

I, Jeremy Smith, Motor Carrier Enforcement Officer, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau of Investigation and Enforcement will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: April 7, 2026



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Jeremy Smith  
Motor Carrier Enforcement Officer  
Bureau of Investigation and Enforcement

# **I&E Exhibit 1**



Quick Tools

Send

Receive

Shop

English

Locations

Support

Informed Delivery

Register / Sign In

Business

International

Help



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Tracking

FAQs >

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Tracking Number:

**9489009000276658625646**

[Remove X](#)

Copy Add to Informed Delivery

### Latest Update

Your item was delivered to an individual at the address at 9:37 am on March 12, 2026 in JOHNSTOWN, PA 15905.

Get More Out of USPS Tracking:

USPS Tracking Plus®

- Delivered**  
Delivered, Left with Individual  
JOHNSTOWN, PA 15905  
March 12, 2026, 9:37 am
- Out for Delivery**  
JOHNSTOWN, PA 15905  
March 12, 2026, 8:55 am
- Arrived at Post Office**  
JOHNSTOWN, PA 15901  
March 12, 2026, 6:44 am
- Departed USPS Regional Facility**  
JOHNSTOWN PA DISTRIBUTION CENTER  
March 12, 2026, 4:50 am
- Arrived at USPS Regional Destination Facility**  
JOHNSTOWN PA DISTRIBUTION CENTER  
March 11, 2026, 8:49 am
- In Transit to Next Facility**  
March 10, 2026
- Arrived at USPS Regional Origin Facility**  
HARRISBURG PA DISTRIBUTION CENTER  
March 9, 2026, 6:57 pm
- Accepted at USPS Origin Facility**  
HARRISBURG, PA 17120  
March 9, 2026, 5:42 pm
- Pre-Shipment, USPS Awaiting Item**  
March 9, 2026
- [Hide Tracking History](#)

[What Do USPS Tracking Statuses Mean?](#)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

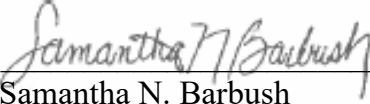
Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
Complainant	:	
	:	
v.	:	Docket No. C-2025-3058403
	:	
Truck & Muscle Moving LLC	:	
Respondent	:	

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing **Motion for Default Judgment**, dated April 7, 2026, upon the party, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

**Served via First-Class Mail and Electronic Mail**

Truck & Muscle Moving LLC  
Attn: Derrian Eugene Jackson  
161 Croyle Street  
Johnstown, PA 15905  
[truckmusclepa@gmail.com](mailto:truckmusclepa@gmail.com)



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Samantha N. Barbush  
Prosecutor  
Bureau of Investigation and Enforcement  
PA Attorney ID No. 331654  
(717) 772-8582  
[sbarbush@pa.gov](mailto:sbarbush@pa.gov)

Dated: April 7, 2026